

## NSR (BAE) REFORM WORKGROUP -- MEETING NOTES

Date: June 7, 2004

Project Propose: NSR Workgroup  
BAE Subgroup Meeting

Attendees: Kelly Jorgenson, AGP  
Wayne Jochmann, Alcoa  
Steve Van Ooteghem, Terracon  
Julie Peshkin, Monsanto  
Richard Ney, Sebesta Blomberg and Associates  
James Hodina, Stanley Consultants  
Gene Taylor, Roquette America, Inc.  
Fred Van Schepen, John Deere  
Chuck Hallier, Cargill  
Gary Smith, IDNR  
Stephanie Kreiter, Ipsco Steel  
Mike Valde, University of Iowa  
Doug Judge, Thompson Environmental  
John Mitchell, Alcoa

Notes by John Mitchell

The following meeting notes set forth our understanding of the discussions and decisions made at this meeting. If you have any questions, additions or comments, please contact the writer immediately. If we do not hear from you, we will assume that our understandings are the same. We are proceeding based on the contents of these meeting notes.

Item	Subject	Discussion	Action
1	Note Taker	John Mitchell (Alcoa) volunteered	Group Accepted
2	Attendance	Bill Chrisman (GPC), Leo Nichols (Northern Natural Gas), Pete Hamlin (MidAmerican Energy), and Lisa Schmidt (Thompson Environmental) were not present. Doug Judge attended for Lisa Schmidt. Stephanie Kreiter (Ipsco Steel) and John Mitchell (Alcoa) were additions to the Workgroup.	Update the BAE Workgroup Membership List
3	Agenda	Wayne Jochmann proposed the following agenda: <ul style="list-style-type: none"><li>▪ Each person that has identified an issue will present the issues to the Group</li><li>▪ Combine Issues (by Consensus)</li><li>▪ Break Remaining Issues into three categories (by consensus)<ul style="list-style-type: none"><li>○ Critical</li></ul></li></ul>	Group Agreed

Item	Subject	Discussion	Action
		<ul style="list-style-type: none"> <li>○ Important</li> <li>○ Less Important</li> <li>▪ Prioritize “Critical Issues”</li> <li>▪ Assign people/groups to work on critical issues</li> <li>▪ Start working on issues in small groups (time permitting)</li> <li>▪ Pick next meeting date</li> </ul>	
4	Present Issues to the Group	<p>Richard Ney, Kelly Jorgenson, James Hodina, Fred Van Schepen, Doug Judge, Gene Taylor, Wayne Jochmann and Steve Van Ooteghem presented the 45 issues based on previous assignments. (See attached document for the list.) Wayne Jochmann questioned whether the group should move forward or whether the regulations should be adopted by reference or “cut and paste” into the Iowa Regulations. Loss of flexibility and the inability to rewrite the regulations to cover every industry were the primary reasons for the question. Wayne Jochmann presented a motion to go through the list of items and decide by consensus which items will be addressed by the group that will either end up as exceptions if the regulation is adopted by reference or revisions in the “cut and paste” scenario. The pros and cons of “cut and paste” versus adopting by reference were mentioned. Gary Smith offered to provide an IDNR resource to speak on this issue.</p>	<p>Group decided to move forward with the motion from Wayne Jochmann. Gary Smith arranged for George Welsh to talk on issues of adopting the regulation.</p>
5	Identify Issues that will be Addressed by the Group	<p>The group will work on those issues that obtained a majority vote from the group. These items will be grouped were possible.</p> <p>The group voted on each of the 45 issues. A total of eight issues came out of this voting process as “critical.”</p> <ol style="list-style-type: none"> <li>1. The definition of “to the extent quantifiable” as related to fugitive emissions. (C1-#1, D1-#3or#1 and D5-#4)</li> <li>2. The definition of adequate/ inadequate information for determining annual emissions. (C1-#2, C1-#5, C4-#1, C4-#2, D5-#9 and D5-#10)</li> <li>3. Startup, Shutdown and Malfunction related to baseline and actual emissions. (C1-#3, D1-#2, D1-#6 and D5-#5or#6)</li> <li>4. Issue of partial month records based on the day the emissions resumes regular operation. (D1-#5 and D1#6)</li> </ol>	<p>Contact Pete Hamlin to determine what if any further actions need to be taken by the group.</p>

Item	Subject	Discussion	Action
		<p>5. “Related to Modification,” debottlenecking and increased utilization considerations for Actual to Projected Actual tests. (D1-#9, #10, #11 and #12)</p> <p>6. Contemporaneous period for netting. (D5-#1)</p> <p>7. Availability of records to the general public. (D4-#1 and D5-#3)</p> <p>8. Definition of a “legally enforceable emission factor.” Is it a typo? (C6-#1 and C6-#2)</p> <p>Note: Section E Issues were tabled until they can be discussed with Pete Hamlin.</p>	
6	Assignments	<p>Issue #1 – Julie Peskin &amp; Richard Ney</p> <p>Issue #2 – Mike Valde &amp; Kelly Jorgensen</p> <p>Issue #3 – Stephanie Kreiter &amp; John Mitchell</p> <p>Issue #4 – Fred Van Schepen &amp; Chuck Hallier</p> <p>Issue #5 – Gene Taylor &amp; Kelly Jorgensen</p> <p>Issue #6 – Steve Ootegham</p> <p>Issue #7 – Wayne Jochmann</p> <p>Issue #8 – Gary Smith</p>	Each person/team is expected provide the group with clarifications, revisions, position etc. and possibly draft regulatory language on their assigned issue at the next meeting.
7	Next Meeting	Due to the location of the majority of the team members, a location on the eastern part of the state was selected. Jim Hodina has agreed to host this meeting and it tentatively scheduled for July 9 <sup>th</sup> at 10:00 AM at Stanley Consultants in Muscatine.	Wayne Jochmann will follow-up with an Email confirming the date, time and directions to the facility
8	“Cut and Paste” versus Adopt by Reference	George Welsh spoke on this subject. He recommended that the entire NSR reform package should either be “cut and paste” or adopt by reference, and not a mixture of the two.	The group agreed with the recommendation. It needs to be brought up to the entire group including those working on PALs and PCPs for further discussion.

Distribution:

NSR Workgroup

Attachment:



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